

**BOARD OF COUNTY COMMISSIONERS
LAKE COUNTY, FLORIDA**

REGULAR MEETING

April 17, 2007

COUNTY COMMISSIONERS

Welton G. Cadwell, Chairman

Jennifer Hill, Vice Chairman

Elaine Renick, District #2

Debbie Stivender, District #3

Linda Stewart, District #4

Cindy Hall, County Manager

Sanford A. Minkoff, County Attorney

James C. Watkins, Clerk to the Board

DISCLAIMER

This booklet has been prepared for the convenience of the Board of County Commissioners in discussing matters before them. Every effort has been made to include all items to be discussed at this Board of County Commissioners meeting, however, Commissioners may add items, which are not a part of this Agenda, or items may be removed from consideration. While it has been the goal to present error-free information, we do not represent that documentation is without errors or omissions.

In addition to regular Board meetings, the Board of County Commissioners may, from time to time, schedule a workshop during which they will receive information from staff, have discussions with staff and among themselves, and then proceed to give staff direction on the subject matter being discussed unless otherwise shown on the Agenda item. These discussions and workshops do not take the place of the formal public hearing process during which any member of the public may comment and formal action is taken.

The Board and staff welcome written comments prior to workshops and other meetings. If you have comments or questions regarding the subject matter of any Board action or workshop, please deliver your written comments to appropriate County staff or mail to the Board of County Commissioners, Post Office Box 7800, Tavares, FL 32778.

ITEMIZED AGENDA

April 17, 2007

9:00 A.M. Invocation

Pledge of Allegiance

I. AGENDA UPDATE

Discussion regarding proposed revisions to today's Agenda.

II. MINUTE APPROVAL

Tab 1 Approval of the following Minutes:

March 13, 2007 (Regular Meeting)
March 20, 2007 (Regular Meeting)

III. CLERK OF COURT'S CONSENT AGENDA

Tab 2 Approval of Clerk of Courts' Consent Agenda (Items 1 through 7)

1. List of warrants paid prior to this meeting, pursuant to Chapter 136.06 (1) of the Florida Statutes, which shall be incorporated into the Minutes as attached Exhibit A and filed in the Board Support Division of the Clerk's Office - Acknowledge receipt.
2. St. Johns River Water Management District Comprehensive Annual Financial Report for Fiscal Year Ended September 30, 2006 (CD), as audited by the accounting firm of James Moore & Co., P.L. and accepted by the St. Johns River Water Management District's Governing Board on March 13, 2007 - Acknowledge receipt.
3. Meeting Notice - Southwest Florida Water Management District Governing Board Meeting Agenda for March 27, 2007, to be held at 9:00 a.m., at the Tampa Service Office Board Room, 7601 US Highway 301 North, Tampa, FL; and the Minutes of the Governing Board held in Brooksville, Florida on January 30, 2007 - Acknowledge receipt.
4. Letter of Notice regarding Annexation Ordinance 2006-45, Comprehensive Plan Amendment 2006-46, and Rezoning Ordinance 2006-47, amending the Town of Lady Lake Comprehensive Plan by amending the Official Future Land Use Map, annex, and rezone property South of Wildwood Street and West of Arlington Avenue, owned by Stonewood Village, LLC. Said property consists of 40+/- acres. The proposed large scale comprehensive plan amendment is to change the future land use designation from Lake County urban Expansion to Lady Lake Single Family Medium Density. The applicants propose to annex said property and rezone from lake County Agriculture (A) to Lady Lake Single Family Medium Density (RS-6). The applicant's current proposal is for less than 3 dwelling units per acre.

The general location of the property is south of Wildwood Street and west of Arlington Avenue. The Public Hearing date on the petitions is scheduled for Thursday, April 19, 2007, at 6:00 p.m., Town Hall Commission Chambers, 409 Fennell Boulevard, Lady Lake, Florida.

Recommendation: Acknowledge Receipt

5. City of Eustis' Comprehensive Annual Financial Report (audit) for the fiscal year ended September 30, 2006 - Acknowledge receipt.
6. Lake County Water Authority Annual Financial Audit & Annual Financial Report - Acknowledge receipt.
7. Village Center Community Development District Financial Statements as of September 30, 2006 (With Independent Auditors' Report Thereon) - Acknowledge receipt.

IV. COUNTY MANAGER'S CONSENT AGENDA (Tab 3 through Tab 20)

Budget

Tab 3

Approve Budget Change Requests and Unanticipated Revenue Resolution.

1. Budget transfer - Landfill Enterprise Fund, Department of Environmental Services, Solid Waste Operations Division. Transfer \$128,810 from Reserve for Operations to Improvements Other Than Buildings. Funds needed for an emergency power generator at the central solid waste landfill facility to assure operations can continue in the event of a loss of commercial power. The generator will service the Administration building, Scalehouse, and Household Hazardous Waste Collection Facility. Funds available in Reserve for Operations. Funds were budgeted in Fiscal Year 2006 for the emergency power generator, but due to the complexity of the system, there was not enough time to bid and purchase the system last fiscal year. After posting of this transfer, the balance in the Reserve for Operations account will be \$1,762,899.
2. Budget transfer and Capital Substitution - Landfill Enterprise Fund, Department of Environmental Services, Solid Waste Operations Division. Transfer \$10,839 from Buildings to Machinery and Equipment. Substitute funds of \$34,966 from Machinery and Equipment (flatbed maintenance truck) to Machinery and Equipment. Need to purchase two pickup trucks to replace two trucks that are no longer serviceable and have been sent to auction. The landfill supervisors are currently sharing a pool vehicle intended for general departmental use.

Funds available in Buildings as the storage shed is no longer needed. The department planned to use the shed to store landfill records, but per agreement with FDEP, records can now be archived in the County's record storage facility. Funds also available in Machinery and Equipment as the flatbed maintenance truck can be used for an additional one to two years.

3. Resolution to amend the General Fund in order to receive unanticipated revenue for Fiscal Year 2006/2007 in the amount of \$2,410 deposited into Partners for Fish and Wildlife and provide appropriations for the disbursement for Aids to Private Organizations. Lake County was awarded a grant from the U.S. Fish and Wildlife Service for the purchase of supplies to develop a wildlife habitat on approximately five acres of PEAR Park.

Tab 4

Approve Sheriff's request to include additional funding totaling \$1,305,000 in the mid-year budget amendment to fund starting salary increases for Sheriff's Office deputies and dispatchers. Also approve transfer of vacancy salary money in law enforcement and in corrections to cover additional needs for the current year. Funding supports one additional bailiff to allow adequate coverage during sick and vacation leaves.

Employee Services

Tab 5

Recommend approval to process initial payment and execute sworn statement in proof of loss for tornado damage to building at Royal Trails tower site, 30311 Seagrape Ave., Eustis, FL 32726.

Growth Management

Tab 6

Approve very low-income and low-income impact fee waivers as refunds to lenders on behalf of qualified individuals.

Procurement

Tab 7

Authorization to waive formal bid requirements and accept written quotations from vendors in purchasing two (2) used over the road tractor trucks for the Department of Public Safety.

[Tab 8](#) It is recommended that the Board award Bid No. 07-0817 for a one time purchase of an International 4400 Cab and Chassis to Maudlin International for \$73,342.16.

[Tab 9](#) It is recommended that the Board (1) declare the items on the attached lists surplus to County needs, (2) authorize the removal of all of the items on the attached lists from the County's official fixed asset inventory system records, and (3) authorize the Procurement Services Director to sign vehicle titles.

[Tab 10](#) It is recommended that the board approve and execute contract with MT Stewart Construction, Inc. for reconstructions of living quarters at Fire Station 76 in Yalaha (Commission District 3) and apparatus bay improvements at Fire Station 109 in Clermont (Commission District 2). The cost of this project is \$62,200.00.

Public Safety

[Tab 11](#) Approval for the execution of the Florida Department of Health EMS Grant and approval of the grant resolution and approval of the unanticipated revenue resolution.

Public Works

[Tab 12](#) Approval and signature of Resolution to Advertise Public Hearing for Vacation Petition #1109 to vacate right of way and cease maintenance on a portion of a cul-de-sac of a county maintained road, Parkdale Drive (#4532B) in the Plat of Park Hill (PB55, Pg. 33) in the Leesburg area - Commission District 1.

[Tab 13](#) Approval and payment of annual membership dues of \$2,000.00 to the West Orange South Lake Transportation Task Force.

[Tab 14](#) Approval of the Resolution recognizing observance of "Motorcycle Safety Awareness" for the month of May 2007.

[Tab 15](#) Approval of Resolution recognizing the observance of "Train Safety Awareness Week" from April 16-22, 2007.

[Tab 16](#) Recommend approval and signature on Resolution authorizing the posting of a "STOP" sign on Pine Meadows Lane (6665A) at its intersection with Lakeview Ct (6665) - Commission District 5.

[Tab 17](#) Request authorization to accept the final plat for Eagles Point Phase II, and all areas dedicated to the public as shown on the Eagles Point Phase II plat, accept a maintenance bond in the amount of \$44,259.00, execute a Developer's Agreement for Maintenance of Improvements Between Lake County and Paul Buchanan, Individually and as Trustee and execute a resolution accepting the following road into the County Road Maintenance System: Golden Tree Drive (Co. Road No. 5841C). Eagles Point Phase II consists of 24 lots and is located in Section 7, Township 19 South, Range 26 East - Commission District 5.

[Tab 18](#) Request authorization to release a maintenance bond in the amount of \$64,604.40 posted for Sunrise Lakes Phase III. Sunrise Lakes Phase III consists of 133 lots and is located in Section 26, Township 42 South, Range 26 East - Commission District 2.

[Tab 19](#) Request authorization to execute the Hold Harmless Agreement between Lake County and Pineloch Management Corporation for a ribbon cutting ceremony to be held on April 21, 2007 at South Lake Trail, Phase II Project No. 2005-05 - Commission District 2

[Tab 20](#) Approval to execute change order # 1 in the amount of \$280,247.55 relating to additional work on the Countywide Resurfacing Project No. 2006-08, (Bid Number 06-135) - Commission Districts 1, 2, 3, 4, 5.

V. COUNTY ATTORNEY'S CONSENT AGENDA

[Tab 21](#) Approval of Agreement with Weigel-Veasey Appraisers, Inc. for CR 466 Segment B Project - Commission District 5.

VI. PRESENTATIONS

[Tab 22](#) Presentation by Randy Young of Henderson, Young & Company of the results of the study "Impact Fees for Educational Facilities in Lake County, Florida."

VII. COUNTY MANAGER'S DEPARTMENTAL BUSINESS

Discussion

[Tab 23](#) Discussion regarding 2007 State and Federal Funding Requests as identified by Lake-Sumter MPO.

Public Works

[Tab 24](#) Request authorization to accept the final plat for Sawgrass Bay Phase 1A and all areas dedicated to the public as shown on the Sawgrass Bay Phase 1A final plat, accept a performance bond in the amount of \$56,800.40, and execute a Developer's Agreement for Construction of Improvements between Lake County and Deluca Enterprises, Inc. Sawgrass Bay Phase 1A consists of 49 lots and is located in Section 14, Township 24 South, Range 26 East - Commission District 2.

VIII. PUBLIC HEARINGS

PUBLIC HEARING - 9:00 A.M. or As Soon Thereafter

[Tab 25](#) For the Board to approve the FY 2007-08 CDBG concept budget and provide opportunities for public comment on the CDBG program.

IX. REPORTS

A. **County Attorney**

B. **County Manager**

C. **Commissioner Hill - Vice Chairman and District #1**

[Tab 26](#) Approval and execution of Proclamation proclaiming April, 2007 as Water Conservation Month in Lake County.

D. **Commissioner Renick - District #2**

E. **Commissioner Stivender - District #3**

F. **Commissioner Stewart - District #4**

G. **Commissioner Cadwell - Chairman and District #5**

CITIZEN QUESTION AND COMMENT PERIOD

At this point in the meeting, the Board of County Commissioners will hear questions, comments, and concerns from the citizens of Lake County. Action will not be taken by the Board at this meeting but questions may be answered by staff or issues may be referred for appropriate staff action. If further action is necessary, the item may be placed on the agenda for further review and consideration.

NOTE: Zoning or code enforcement matters which may be coming before the Board at a later date should not be discussed until such time as they come before the Board in a public hearing.

The County Commission reserves the right to move any Agenda item to an earlier time during the day as its schedule permits, except in the case of items and appointments that have been advertised in a newspaper for a specific time.

Pursuant to the provisions of Chapter 286, Florida Statutes, Section 286.0105, if a person decides to appeal any decision made by the County Commission with respect to any matter considered at this Commission meeting, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record may include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities needing assistance to participate in any of these proceeding should contact the Department of Facilities Development and Management at (352) 343-9760, 48 hours in advance of the scheduled meeting.